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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ONE(1) 2008 TOYOTA TUNDRA, (VIN #  
5TFDV58108X050994), ET AL.,

Defendants.

CASE NO. CV 12-1439 MMC

PLAINTIFF'S UNOPPOSED REQUEST FOR  
VOLUNTARY DIMISSAL, ~~PROPOSED~~ ORDER  
OF VOLUNTARY DIMISSAL, AND NOTICE OF  
VOLUNTARY DIMISSAL OF MOTION FOR  
SUMMARY JUDGMENT

Plaintiff United States of America, by and through the United States Attorney for the Northern District of California, and the undersigned Assistant United States Attorney, Arvon J. Perteet, files this unopposed Request for Voluntary Dismissal of the instant civil forfeiture action pursuant to the provisions of Rule 41(a)(2) of the Federal Rules of Civil Procedure and pursuant to the terms of the Stipulated Settlement Agreement in the Ancillary Proceeding in related Case No. CR 12-0885 CRB (See, Exhibit 1). Additionally, the Plaintiff voluntarily dismisses the Motion for Summary Judgment filed in Doc. 73.

Further, the Plaintiff attaches as part of the record a copy of the Forbearance Agreement between  
USA UNOPPOSED REQUEST FOR VOLUNTARY DIMISSAL AND ~~PROPOSED~~ ORDER  
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claimants Matthew Graves and Umpqua Bank. (See, Exhibit 2).

WHEREFORE, for all the above-stated reasons, Plaintiff United States of America respectfully requests that this Court dismiss this instant civil forfeiture action with prejudice.

DATED: June 2, 2015

Respectfully submitted,

MELINDA HAAG  
United States Attorney

/s/ Arvon J. Perteet  
ARVON J. PERTEET  
Assistant United States Attorney

**~~PROPOSED~~ ORDER OF VOLUNTARY DISMISSAL**

UPON CONSIDERATION of the Request for Voluntary Dismissal, and the entire record, it is by the Court on this 2nd day of June, 2015

ORDERED that the instant case be, and hereby is, dismissed with prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure.

  
HONORABLE MAXINE M. CHESNEY  
United States District Judge